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NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

01/23/2002

WRIGHT HENSON SOMERS SEBELIUS CLARK & BAKER LLP 100 E 9TH STREET PO BOX 3555 TOPEKA, KS 666013555 EXAMINER

RICHMAN, GLENN E

ART UNIT CLASS-SUBCLASS

482-054000

3764

DATE MAILED: 01/23/2002

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/369,508	08/06/1999	JOHN A. TURAK		6881

TITLE OF INVENTION: COMBINATION SWIMMING, WALKING, RUNNING, MASSAGE, THERAPEUTIC, AND RECREATIONAL DEVICE

TOTAL CL	AIMS	APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
6		nonprovisional	YES	\$640	\$0	\$640	04/23/2002

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. <u>PROSECUTION ON THE MERITS IS CLOSED.</u> THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above. If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

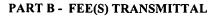
A. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

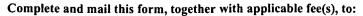
B. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay TOTAL FEE(S) DUE shown above, or
- B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.
 - Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- II. PART B FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.
- III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.





Box ISSUE FEE

Assistant Commissioner for Patents

Washington, D.C. 20231

MAILING INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed

where appropriate. All fundicated unless corrected maintenance fee notifical	ed below or directed of	icluding the Patent, advan herwise in Block 1, by (ice orders and notification a) specifying a new cor	on of maintenance fees on tespondence address; a	will be mailed to the curren and/or (b) indicating a sepa	at correspondence address a arate "FEE ADDRESS" fo	
CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1) 7590 01/23/2002 WRIGHT HENSON SOMERS SEBELIUS CLARK & BAKER LLP				Note: The certificate of mailing below can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing. Certificate of Mailing			
100 E 9TH STR PO BOX 3555 TOPEKA, KS 6			_	I hereby certify that the United States Postal Se envelope addressed to indicated below.	this Fee(s) Transmittal is ervice with sufficient posta o the Box Issue Fee ad	being deposited with the ge for first class mail in an dress above on the date	
10121,1100						(Depositor's name)	
			1			(Signature)	
			Ĺ			(Date)	
APPLICATION NO.	FILING DATE		FIRST NAMED INVENT	OR .	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/369,508	08/06/1999	_	JOHN A. TURAK			6881	
TOTAL CLAIMS 6	APPLN. TYPE nonprovisional	SMALL ENTITY YES	ISSUE FEE \$640	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE 04/23/2002	
EXA	MINER	ART UNIT	CLASS-SUBCLA	ASS			
RICHMA	N, GLENN E	3764	482-054000	j			
CFR 1.363). Use of PTO but not required. Change of correspo Address form PTO/SE	O form(s) and Customer indence address (or Chai	•	the names of up or agents OR, a single firm (hav attorney or agen	on the patent front page to 3 registered patent lternatively, (2) the na ing as a member a r at) and the names of attorneys or agents. If will be printed.	attorneys ame of a registered up to 2		
PLEASE NOTE: Unles	s an assignee is identifited to the USPTO or is b	eing submitted under sep	ta will appear on the na	tent. Inclusion of assign of this form is NOT a s	substitute for filing an assig	e when an assignment has inment.	
		categories (will not be pr		individual cor	poration or other private gr	roup entity	
4a. The following fee(s) a	are enclosed:		Payment of Fee(s):	of the fee(s) is such and			
☐ Issue Fee ☐ Publication Fee			A check in the amount of Payment by credit card.				
Advance Order - # of Copies			- •	ereby authorized by cha	rge the required fee(s), or colose an extra copy of this	redit any overpayment, to form).	
The COMMISSIONER Capplication identified abo						viously paid issue fee to the	
(Authorized Signature)		(Date)					

NOTE; The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending on the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, United States Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND THIS FORM TO: Box Issue Fee, Assistant Commissioner for Patents, Washington, D.C. 20231

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WRIGHT HENSON SOMERS SEBELIUS			RICHMAN, GLENN E		
CLARK & BAKER 100 E 9TH STREE			ART UNIT	PAPER NUMBER	
PO BOX 3555	112555		3764		
TOPEKA, KS 6660	113333		DATE MAILED: 01/23/2002		

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The patent term adjustment to date is 0 days. If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the term adjustment will be 0 days.

If a continued prosecution application (CPA) was filed in the above-identified application, the filing date that determines patent term adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system. (http://pair.uspto.gov)

Ang - (a)

Ta

Notice of Allowability

Application No. 09/369,508

Examiner

Appneent(s)

Art Unit

Glenn Richman

3764

Turak et al



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. X This communication is responsive to 12/10/01 2. X The allowed claim(s) is/are 1-7 3. The drawings filed on are acceptable as formal drawings. 4. Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d). a) 🔲 All b) Some* c) None of the: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. \square Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). *Certified copies not received: _____ 5. Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e). Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. 6. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED. 7. X Applicant MUST submit NEW FORMAL DRAWINGS (a) X including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached 1) hereto or 2) X to Paper No. 2 . (b) including changes required by the proposed drawing correction filed , which has been approved by the examiner. (c) including changes required by the attached Examiner's Amendment/Comment or in the Office action of Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson. 8. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL. Any reply to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included. Attachment(s) 1 Notice of References Cited (PTO-892) 2 Notice of Informal Patent Application (PTO-152) 3 Notice of Draftsperson's Patent Drawing Review (PTO-948) 4 Interview Summary (PTO-413), Paper No. ___ 5 Information Disclosure Statement(s) (PTO-1449), Paper No(s). 6 Examiner's Amendment/Comment 7 Examiner's Comment Regarding Requirement for Deposit of Biological 8 Examiner's Statement of Reasons for Allowance Material 9 Other

GLENN RICHMAN
PRIMARY EXAMINER
ART UNIT 3764